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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/838,472	04/19/2001	Philip Edward Arthur Stuart	60426-252/2000P07639US01	2084	
24500	7590 01/09/2004		EXAMINER		
SIEMENS	SIEMENS CORPORATION			MCCLOUD, RENATA D	
	TUAL PROPERTY LA	W DEPARTMENT	ART UNIT	PAPER NUMBER	
170 WOOD	AVENUE SOUTH	•	ARTONII	PAPER NUMBER	
ISELIN NI	08830		2837		

DATE MAILED: 01/09/2004

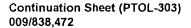
Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)	
Advisory Action	09/838,472	STUART, PHILIP E ARTHUR	DWARD
	Examiner	Art Unit	
·	Renata McCloud	2837	
The MAILING DATE of this communication appe	ears on the cover sheet with the o	correspondence add	ress
THE REPLY FILED 10 December 2003 FAILS TO PLATherefore, further action by the applicant is required to a final rejection under 37 CFR 1.113 may only be either: (condition for allowance; (2) a timely filed Notice of Appe Examination (RCE) in compliance with 37 CFR 1.114.	avoid abandonment of this appli 1) a timely filed amendment whi	cation. A proper re ich places the appli	ply to a cation in
PERIOD FOR RE	EPLY [check either a) or b)]		
a) The period for reply expires 3 months from the mailing date of b) The period for reply expires on: (1) the mailing date of this Adverse, will the statutory period for reply expire later the ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The data of the data o	visory Action, or (2) the date set forth in the nan SIX MONTHS from the mailing date of FILED WITHIN TWO MONTHS OF THate on which the petition under 37 CFR 1.	f the final rejection. E FINAL REJECTION. 3 136(a) and the appropriat	See MPEP
have been filed is the date for purposes of determining the period of exter 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortener (b) above, if checked. Any reply received by the Office later than three meanned patent term adjustment. See 37 CFR 1.704(b).	d statutory period for reply originally set in	the final Office action; or	(2) as set forth in
1. A Notice of Appeal was filed on 12/10/2003. Appe 37 CFR 1.192(a), or any extension thereof (37 CF			in
2. The proposed amendment(s) will not be entered by	ecause:		
(a) They raise new issues that would require furth	er consideration and/or search	(see NOTE below);	
(b) \(\square\) they raise the issue of new matter (see Note	below);		
(c) they are not deemed to place the application issues for appeal; and/or	in better form for appeal by ma	terially reducing or	simplifying the
(d) they present additional claims without cance NOTE:	ling a corresponding number of	finally rejected clai	ms.
3. Applicant's reply has overcome the following rejection	ction(s): <u>Claims 4-7, 12, 15-17,</u>	and 20 .	
 Newly proposed or amended claim(s) would canceling the non-allowable claim(s). 	be allowable if submitted in a s	separate, timely file	d amendment
5. The a) affidavit, b) exhibit, or c) request for application in condition for allowance because:		sidered but does No	OT place the
6. The affidavit or exhibit will NOT be considered be raised by the Examiner in the final rejection.	cause it is not directed SOLELY	to issues which we	ere newly
7. For purposes of Appeal, the proposed amendmen explanation of how the new or amended claims w			and an
The status of the claim(s) is (or will be) as follows	:		
Claim(s) allowed: 21-24.			
Claim(s) objected to: 2-10 and 12-20.			
Claim(s) rejected: <u>1 and 11</u> .			
Claim(s) withdrawn from consideration:			
8. The drawing correction filed on is a) app	proved or b) disapproved by	the Examiner.	
9. Note the attached Information Disclosure Statement	ent(s)(PTO-1449) Paper No(s).		,
10. ☑ Other: <u>See Continuation Sheet</u>		Sunday	du

U.S. Patent and Trademark Office

Advisory Action

RINA DUDA PRIMARY EXAMINER



Application No.

Continuation of 10. Other: Applicant's arguments with respect to claims 4-7, 12, 15-17, and 20, are persuasive. The rejection of claims 4-7, 12, 15-17, and 20 has been withdrawn. Claims 1 and 11 remain rejected as being unpatentable over Sheehan (U.S. 5,214,254) because there is nothing in applicant's claim language that precludes the examiner from reading Sheehan as meeting the claimed limitations. Referring to applicant's argument that Sheehan does not teach a hose opening and a tube opening, Sheehan teaches an opening in which both a tube and a hose are inserted. Therefore Sheehan teaches a hose opening and a tube opening. There is nothing in the claim language that requires the tube opening to be separate from the hose opening.